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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,895	06/03/2002	Naftaly H Minsky	1419-133 US	5231
7590	11/17/2006		EXAMINER	
Diane Dunn McKay Mathews Collins Shepherd & McKay 100 Thanet Circle Suite 306 Princeton, NJ 08540			JABR, FADEY S	
			ART UNIT	PAPER NUMBER
				3628
			DATE MAILED: 11/17/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)
	10/069,895	MINSKY ET AL.
	Examiner Fadey S. Jabr	Art Unit 3628

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 08 September 2006.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-10 and 16-20 is/are pending in the application.
  - 4a) Of the above claim(s) 11-15 is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-10 and 16-20 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.
 

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All    b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date: _____
3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)	5) <input type="checkbox"/> Notice of Informal Patent Application
Paper No(s)/Mail Date <u>1/31/03</u> .	6) <input type="checkbox"/> Other: _____

## DETAILED ACTION

### Status of Claims

Claims **1-10 and 16-20** have been elected. Claims **11-15** are withdrawn from consideration.

### *Claim Objections*

1. Claims **1 and 16** are objected to because of the following informalities: “importing said message *at* said second agent”, is unclear to the Office. Appropriate correction is required.

### *Claim Rejections - 35 USC § 101*

2. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims **1-10** are rejected under 35 U.S.C. 101 because Claim 1 recites the limitation, importing said message at said second agent under a second law for enforcing said second policy if said identifier to said first policy of said message is in said list of policies to which said second agent can interoperate. The use of open-ended conditional language would not render the entire claim useful, tangible or concrete. The language presented only makes allowances for when the identifier to said first policy of said message is in said list of policies to which said second agent can interoperate. There is no allowance made in the event that the identifier to said first policy of said message is *not* in said list of policies to which said second agent can interoperate. As the claim is currently presented, it could be possible that there would be no action by the program. In

this case, there would be no concrete, tangible or useful outcome, due to this lack of information, this would constitute non-statutory material.

***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-3, 9-10, 16-18 and 20 are rejected under 35 U.S.C. 102(e) as being anticipated by Danieli, U.S. Patent No. 6,510,513 B1.

As per **Claim 1 and 16**, Danieli discloses a method comprising:

- assigning a first controller to said first agent, said controller accessing a first list of policies to which said first agent can interoperate (C. 2, lines 41-57, C. 8, lines 1-34, C. 9, line 55 – C. 10, line 3);
- assigning a second controller to said second agent, said second controller accessing a second list of policies to which said second agent can interoperate (C. 2, lines 41-57, C. 8, lines 1-34, C. 9, line 55 – C. 10, line 3);
- exporting a message from said first agent to second agent by said first controller under a first law for enforcing said first policy, said message including an identifier to said first policy (C. 8, lines 1-34, C. 9, line 55 – C. 10, line 3); and

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- importing said message at said second agent under a second law for enforcing said second policy if said identifier to said first policy of said message is in said list of policies to which said second agent can interoperate (C. 8, lines 1-34, C. 9, line 55 – C. 10, line 3);

As per Claims 2 and 17, Danieli discloses applying a verifiable authentication to said message before exporting said message, said verifiable authentication indicating said first controller is an authentic controller with a trusted authority; and verifying said verifiable authentication in said step of importing said message at second agent (C. 1, lines 43 –54)

As per Claims 3 and 18, Danieli discloses wherein said verifiable authentication is a public key and a signature (C. 1, line 43 – C. 2, line 65).

As per Claims 9 and 20, Danieli discloses wherein said first agent is a business enterprise and said second agent is a second business enterprise (C. 7, lines 37-45).

As per Claim 10, Danieli discloses defining an interaction policy for interaction between said first agent and said second agent wherein said first agent operates under said first policy and said interaction policy and said second agent operates under said second policy and said interaction policy (C. 2, line 42-57).

***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 4-8 and 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Danieli, U.S. Patent No. 6,510,513 B1.

As per Claims 4 and 19, Danieli fails to *explicitly* disclose wherein said signature includes said message, a hash of said first law and a hash of said second law. However, Danieli discloses using hash algorithms to encrypt data between business parties, where the hash is determined for both sets of parties (C. 2, lines 6 – 60). Therefore, it would have been obvious to one of ordinary skill in the art at the time of applicant's invention to modify the method of Danieli and include using hash algorithms to encrypt data between business parties, because it provides a secure method for creating security certificates which specify policy levels.

As per Claim 5-6, Danieli fails to *explicitly* disclose wherein said first policy and said second policy are defined by a four-tuple of {M, G, CS, L}. However, Danieli discloses transactions and notifications (M) sent between the involved vendors (G), which are enforced by a security certificates (C. 7, lines 37-45, C. 9, line 55 – C. 10, line 60). Danieli further discloses licenses (CS) for the data being acquired enforced by policies (C. 9, line 55 - C. 10, line 60). Therefore, it would have been obvious to one of ordinary skill in the art at the time of applicant's

invention to modify the method of Danieli and include transactions, vendors, licenses and policies, because it provides a secure method for creating security certificates which specify policy levels.

As per Claim 7, Danieli discloses wherein said step of importing said message at said second agent is performed by a rule of said second law responding to an event occurring when said message arrives at said second agent (C. 9, line 55 – C. 10, line 60).

As per Claim 8, Danieli discloses evaluating said import event with said second law and said control state of said second agent (C. 9, line 55 – C. 10, line 60).

### *Conclusion*

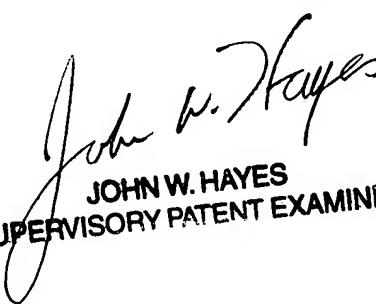
Examiner's Note: Examiner has cited particular columns and line numbers in the references as applied to the claims below for the convenience of the applicant. Although the specified citations are representative of the teachings in the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested that the applicant, in preparing the responses, fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fadey S. Jabr whose telephone number is (571) 272-1516. The examiner can normally be reached on Mon. - Fri. 7:30am to 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Hayes can be reached on (571) 272-6708. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

FSJ

  
JOHN W. HAYES  
SUPERVISORY PATENT EXAMINER

Fadey S Jabr  
Examiner  
Art Unit 3628

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